

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RADHIKA VEGESNA, Personal)
Representative of the ESTATE)
OF RAJESH PADMARAJU, Deceased)
Plaintiff)

VS.)

Case No.)

ISD TRANSPORTATION COMPANY,)
INC., MANDEEP SINGH, SAMINDER)
SINGH, and SAMINDER SINGH,)
d/b/a ISD TRANSPORTATION)
COMPANY, INC., Defendants)

03-295 ERIE)

RADHIKA VEGESNA, Personal)
Representative of the ESTATE)
OF RAJESH PADMARAJU, Deceased)
Plaintiff)

VS.)

Case No.)

SAMINDER SINGH and SAMINDER)
SINGH, d/b/a ISD)
TRANSPORTATION COMPANY, INC.,)
Defendants.)

03-317 ERIE)

VIDEOTAPED DEPOSITION OF:

SAMINDER PAL SINGH

THURSDAY, APRIL 14, 2005

1:53 P.M.

Reported By: Patricia Gonzalez, CSR No. 12017



SYLVIA
MENDEZ
& ASSOCIATES

Certified Shorthand Reporters

330 H Street, Suite 1
Bakersfield, CA 93304
(661) 631-2904 • Fax (661) 631-2969

EXHIBIT

"J"

COPY

1 Videotaped Deposition of SAMINDER PAL SINGH, a
2 Defendant, taken on behalf of the Plaintiff, on
3 Thursday, April 14, 2005, 1:53 p.m., at the offices of
4 Sylvia Mendez & Associates, 330 H Street, Suite 1,
5 Bakersfield, California, before Patricia Gonzalez,
6 CSR No. 12017, pursuant to Notice of Taking Deposition.
7

8 APPEARANCES OF COUNSEL

9 For the Plaintiff: Conner, Riley & Fryling
10 By: ANDREW J. CONNER
11 Attorney at Law
12 The Bell Telephone Building
17 West Tenth Street
Erie, Pennsylvania 16512
(814) 453-3343

13 For the Defendants: McKenna & Chiodo
14 By: EDWARD J. CHIODO
15 Attorney at Law
16 436 Boulevard of the Allies
Suite 436
Pittsburgh, Pennsylvania 15219
(412) 471-6226

17
18 The Videographer: Sylvia Mendez & Associates
19 By: CHRISTIAN MARTINEZ
20 330 H Street
Suite 1
Bakersfield, California 93304
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21
22
23
24
25

I N D E XTHE WITNESS

SAMINDER PAL SINGH

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14 - Application for Employment for Mandeep Singh	26
15 - Medical Examiner's Certificate, California Driver's License, and Permanent Resident Card for Mandeep Singh	30
16 - Document entitled Record of Road Test	45
17 - Document entitled Driver Proficiency and Authorized Vehicles	50
18 - Document entitled ISD Transportation Driver/Carrier Agreement dated June 12, 2001	51

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	<u>Plaintiff's Exhibits</u>	<u>Marked</u>
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4	21 - Letter to Saminder Pal Singh, Owner,	
5	from U.S. Department of Transportation,	
6	Federal Motor Carrier Safety	
7	Administration dated August 21, 2001,	
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9	22 - Document entitled Subpart B - Qualifications	
10	and Disqualification of Drivers,	
11	Section 391.11 - General Qualifications	
12	of Drivers	86
13	23 - Document entitled FMC Safety Regulations	
14	Subpart C - Background and Character,	
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18	25 - Document entitled Subpart F - Files	
19	and Records, Section 391.51 - General	
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22	Judith Dawn Mackeprang)	
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Plaintiff's ExhibitsMarked

27 - (Marked in the Deposition of

Judith Dawn Mackeprang)

28 - (Marked in the Deposition of

Judith Dawn Mackeprang)

29 - Request for Check of Driving Record

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BAKERSFIELD, CALIFORNIA;

THURSDAY, APRIL 14, 2005; 1:53 P.M.;

OFFICES OF SYLVIA MENDEZ & ASSOCIATES

(Tape No. 1)

THE VIDEOGRAPHER: Good afternoon. This is the videotaped deposition of Saminder Singh in the matter of Radhika Vegesna, Personal Representative of the Estate of Rajesh Padmaraju, Deceased Plaintiff, versus ISD Transportation Company, Inc., Mandeep Singh, Saminder Singh, and Saminder Singh dba ISD Transportation Company, Inc., Defendants and Radhika Vegesna, Personal Representative of the Estate of Rajesh Padmaraju, Deceased Plaintiff, versus Saminder Singh and Saminder Singh dba ISD Transportation Company, Inc., Defendants.

The case pending in the United States District Court for the Western District of Pennsylvania. The case numbers are: 03-295 ERIE and 03-317 ERIE. Today's date is Thursday, April 14, 2005. The location is 330 H Street, Suite 1, Bakersfield, California. And the time on the video monitor is 1:53 p.m.

The certified shorthand reporter is Patricia Gonzalez. My name is Christian Martinez, a

00:03:38 1 question for you?

2 A. Okay, sir.

3 Q. Okay. You are fluent in -- in the English
4 language, are you not?

00:03:42 5 A. I speak English.

6 Q. Okay. Good.

7 Could you tell us your full name, please.

8 A. Saminder Pal Singh.

9 Q. And, Mr. Singh, what is your age?

00:03:52 10 A. Forty-three.

11 Q. And where do you currently reside?

12 A. 3105 Slaterfield Avenue, Bakersfield,

13 California --

14 Q. Okay.

00:04:06 15 A. 93313.

16 Q. Okay. Now, your profession and occupation
17 at the present time is what?

18 A. I'm owner of ISD Transportation.

19 Q. Okay. And is ISD Transportation a company
00:04:18 20 or a corporation?

21 A. It's a company, not corporation.

22 Q. Okay. It's a company.

23 A. Yeah.

24 Q. And you are the 100-percent owner of that
00:04:28 25 business?

00:31:16 1 signature, is that his signature, if you know, on the
2 driver's license?

3 A. Yeah. That's his signature. I don't see
4 any difference.

00:31:27 5 Q. Now, the reason why I ask you: It looks
6 like this -- this is dated January 18, 2001. So that
7 would have been the driver's license he would have had
8 when -- when he applied; is that correct?

9 A. Yes.

00:31:40 10 Q. Now, going back a second, you mentioned
11 that -- you mentioned that you contacted somebody at
12 Major Express and they gave --

13 A. Yeah.

14 Q. -- you information; is that correct?

00:31:49 15 A. Yes.

16 Q. Now, I'm looking at a document. Is there
17 any- -- anything on the document or his application
18 that indicates the information that was provided by the
19 people at Major Express?

00:32:05 20 A. No, they didn't, any of that information
21 provide.

22 Q. Okay.

23 A. But -- and there could be -- if you change
24 the address, they change these dates (indicating).

00:32:15 25 These dates, if you change -- go to new -- renew your

00:32:23 1 license, they change these dates. These dates not mean
2 he get the commercial driver's license on that date.

3 Q. Yeah. I don't think -- I -- I guess --

4 MR. CHIODO: Yeah. I don't think that was
00:32:40 5 what he was asking you. He was just asking if there
6 was anywhere on the --

7 MR. CONNER: Yeah. I'll -- I'll slow down
8 a little bit. Sometimes I speak too fast, and I
9 apologize. Okay?

00:32:46 10 THE WITNESS: Yeah.

11 MR. CHIODO: His last question was -- is:
12 On the application, does it show anywhere where there
13 was any information about what the people at Major
14 Express said about Mandeep?

00:32:56 15 THE WITNESS: All they say is that he drive
16 long haul, he's okay. He's a good driver.

17 BY MR. CONNER:

18 Q. Yeah.

19 A. Yeah.

00:33:01 20 Q. Is it on the document?

21 MR. CHIODO: Is it written anywhere on the
22 document what you just testified to as to what they
23 said at Major Express?

24 THE WITNESS: No.

00:33:12 25 ///

00:33:12 1 BY MR. CONNER:

2 Q. Okay. Do you have any other document -- I
3 just want to do this questioning one at a time.

4 A. Yeah.

00:33:19 5 Q. Do you have -- you have his personnel file,
6 obviously, there.

7 A. Yeah.

8 Q. We had a chance to take a look at it.

9 A. Yeah.

00:33:25 10 Q. Do you have any document in that file that
11 indicates, that is in writing, what the people at
12 Major Express said because we would like to mark and
13 identify it. I don't think it's in there because I
14 looked but....

00:33:38 15 A. That's all what they said, that --

16 Q. Okay.

17 A. -- that good driver.

18 Q. Do you know when you called Major Express?

19 A. Yes.

00:33:43 20 Q. When did you call them?

21 A. Must have been when he filled up
22 application, right after.

23 Q. That day?

24 A. That same day or other day. I don't

00:33:55 25 recall.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing Motion was served upon Edward J. Chiodo, Esquire, counsel for Defendants, 436 Boulevard of the Allies, Suite 500, Pittsburgh, Pennsylvania 15219-1314, this 28th day of July, 2005.

CONNER RILEY & FRYLING

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DATED: July 28, 2005.